

#11074055

FORM B1 UNITED STATES BANKRUPTCY COURT WESTERN DISTRICT OF NEW YORK		Voluntary Petition
Name of debtor (if individual, enter Last, First, Middle): <b>JANKOWSKI, EDWARD T.</b>	Name of Joint Debtor (Spouse)(Last, First, Middle)	
All Other Names used by the Debtor in the last 6 years (include married, maiden, and trade names): Shareholder, Officer, and Director of E & EJ Restaurants, Inc., d/b/a Ponderosa	All Other Names used by the Joint Debtor in the last 6 years (include married, maiden, and trade names):	
Soc. Sec./Tax I.D. No. (if more than one, state all): xxx-xx-0001	Soc. Sec./Tax I.D. No. (if more than one, state all):	
Street Address of Debtor (No., St, City, State, & Zip Code) 559 West Ferry Street Buffalo, NY 14222	Street Address of Joint Debtor (No., St., City, State & Zip)	
County of Residence or of the Principal Place of Business: Erie	County of Residence or of the Principal Place of Business:	
Mailing Address of Debtor (if different from street address):	Mailing Address of Joint Debtor (if different from street address):	
Location of Principal Assets of Business Debtor (if different from street address above):		
<b>Information Regarding the Debtor (Check the Applicable Boxes)</b>		
<b>Venue:</b> (Check any applicable box) <input checked="" type="checkbox"/> Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. <input type="checkbox"/> There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.		
<b>Type of Debtor</b> (Check all boxes that apply) <input checked="" type="checkbox"/> Individual(s) <input type="checkbox"/> Railroad <input type="checkbox"/> Corporation <input type="checkbox"/> Stockbroker <input type="checkbox"/> Partnership <input type="checkbox"/> Commodity Broker <input type="checkbox"/> Other _____		<b>Chapter or Section of Bankruptcy Code Under Which the Petition is filed</b> (Check one box) <input checked="" type="checkbox"/> Chapter 7 <input type="checkbox"/> Chapter 11 <input type="checkbox"/> Chapter 13 <input type="checkbox"/> Chapter 9 <input type="checkbox"/> Chapter 12 <input type="checkbox"/> Sec. 304- Case ancillary to foreign proceeding
<b>Nature of Debts</b> (Check one box) Consumer/Non-Business <input checked="" type="checkbox"/> Business		<b>Filing Fee</b> (Check one box) <input checked="" type="checkbox"/> Full Filing Fee attached <input type="checkbox"/> Filing Fee to be paid in installments (Applicable to individuals only) Must attached signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(e). See Official Form No. 3.
<b>Chapter 11 Small Business</b> (Check all boxes that apply) <input type="checkbox"/> Debtor is a small business as defined in 11 U.S.C. § 101 <input type="checkbox"/> Debtor is and elects to be considered a small business under 11 U.S.C. § 1121(e)(Optional)		
<b>Statistical/Administrative Information</b> (estimates only) <input type="checkbox"/> Debtor estimates that funds will be available for distribution to unsecured creditors. <input checked="" type="checkbox"/> Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.		THIS SPACE IS FOR COURT USE ONLY  U.S. BANKRUPTCY COURT W.D.N.Y. - BUFFALO  04 MAY 28 PM 1:50  FILED
Estimated Number of Creditors 1-15 16-49 50-99 100-199 200-999 1000-over <input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>		
Estimated Assets \$0 to \$50,000 \$50,001 to \$100,000 \$100,001 to \$500,000 \$500,001 to \$1 million \$1,000,001 to \$10 million \$10,000,001 to \$50 million \$50,000,001 to \$100 million More than \$100 million <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>		
Estimated Debts \$0 to \$50,000 \$50,001 to \$100,000 \$100,001 to \$500,000 \$500,001 to \$1 million \$1,000,001 to \$10 million \$10,000,001 to \$50 million \$50,000,001 to \$100 million More than \$100 million <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>		

Form Published by: Law Disks, 734 Franklin Avenue, Garden City, NY 11530

**Voluntary Petition**

(This page must be completed and filed in every case)

Name of Debtor(s):

**Prior Bankruptcy Case Filed Within Last 6 Years** (If more than one, attach additional sheet)Location  
Where Filed: NONE

Case Number:

Date Filed:

**Pending Bankruptcy Case Filed by any Spouse, Partner or Affiliate of this Debtor** (If more than one, attach additional sheet)

Name of Debtor:

NONE

Case Number:

Date Filed:

District:

Relationship:

Judge:

**Signatures****Signature(s) of Debtor(s) (Individual/Joint)**

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X

Signature of Debtor EDWARD T. JANKOWSKI

X

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

May 26 2004

Date

**Signature of Attorney**

X

Signature of Attorney for Debtor(s)

JOHN H. RING III

Printed Name of Attorney for Debtor(s) Bar ID Number

JOHN H. RING III

Firm Name

360 Dingens Street

Address Buffalo, NY 14206

(716) 826-0770

Telephone Number

May 26 2004

Date

**Signature of Debtor (Corporation/Partnership)**

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

**Exhibit A**

(To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11)

☐ Exhibit A is attached and made a part of this petition.**Exhibit B**

(To be completed if debtor is an individual whose debts are primarily consumer debts)

I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter.

X

Signature of Attorney for Debtor(s)

May 28 2004

Date

**Exhibit C**

Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety?

☐ Yes, and Exhibit C is attached and made a part of this petition.☒ No**Signature of Non-Attorney Petition Preparer**

I certify that I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110, that I prepared this document for compensation, and that I have provided the debtor with a copy of this document.

Printed Name of Bankruptcy Petition Preparer

Social Security Number (Required by 11 U.S.C. § 110)

Address

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

X

Signature of Bankruptcy Petition Preparer

Date

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. § 110; 18 U.S.C. § 156.

In re: , Debtor(s)

Case No:

**SCHEDULE A- REAL PROPERTY**

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a co-tenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, or both own the property by placing an "H", "W", "J", or "C" in the third column labeled "Husband, Wife, Joint or Community." if the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G-Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a security interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C—Property Claimed as Exempt.

DESCRIPTION AND LOCATION OF PROPERTY	NATURE OF DEBTOR'S INTEREST IN PROPERTY	HUSB. WIFE JOINT COM.	CURRENT MARKET VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION	AMOUNT OF SECURED CLAIM
NONE				
			0.00	TOTAL

In re: , Debtor(s)

Case No:

## SCHEDULE B— PERSONAL PROPERTY

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "X" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor is an individual or a joint petitioner is filed, state the amount of any exemptions claimed only in Schedule C— Property Claimed as Exempt.

Do not list interests in executory contracts and unexpired leases on this schedule. List them in Schedule G— Executory Contracts and Unexpired Leases.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property."

TYPE OF PROPERTY  Col A	NONE  Col B	DESCRIPTION AND LOCATION OF PROPERTY  Col. C	HUSB. WIFE JOINT COMM.  Col D	CURRENT MARKET VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITHOUT DEDUCTION OF ANY SECURED CLAIM OR EXEMPTION (Col F)	
1. Cash on hand.	1b.	1c.	1d.	1	100.00
2. Checking, savings or other financial accounts, certificates of deposit, or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.	2b. X	2c.	2d.	2	
3. Security deposits with public utilities, telephone companies, landlords, and others.	3b. X	3c.	3d.	3	
4. Household goods and furnishings, including audio, video, and computer equipment.	4b.	4c. 559 West Ferry Street Buffalo, New York	4d.	4	2,000.00
5. Books; pictures and other art objects; antiques; stamp, coin, record, tape, compact disc, and other collections or collectibles.	5b. X	5c.	5d.	5	
6. Wearing apparel.	6b.	6c. 559 West Ferry Street	6d.	6	
7. Furs and jewelry.	7b.	7c. Buffalo, New York	7d.	7	750.00
8. Firearms and sports, photographic, and other hobby equipment.	8b. X	8c.	8d.	8	
9. Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	9b.	9c. Term Insurance	9d.	9	-0-
10. Annuities. Itemize and name each issuer.	10b. X	10c.	10d.	10	

In re: , Debtor(s) Case No:

11. Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Itemize.	11b.	11c. SEP	11d.	11	7,300.00
12. Stock and interests in incorporated and unincorporated businesses. Itemize.	12b.	12c. E & EJ Restaurants, Inc., d/b/a Ponderosa	12d.	12	-0-
13. Interests in partnerships or joint ventures. Itemize.	13b. X	13c.	13d.	13	
14. Government and corporate bonds and other negotiable and non-negotiable instruments.	14b. X	14c.	14d.	14	
15. Accounts receivable.	15b.	15c. Income from work 7703 Buffalo Avenue 136 Maple Road	15d.	15	3,000.00
16. Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.	16b. X	16c.	16d.	16	
17. Other liquidated debts owing debtor including tax refunds. Give particulars.	17b. X	17c.	17d.	17	
18. Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule of Real Property.	18b. X	18c.	18d.	18	
19. Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	19b. X	19c.	19d.	19	
20. Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.	20b. X	20c.	20d.	20	
21. Patents, copyrights, and other intellectual property. Give particulars.	21b. X	21c.	21d.	21	
22. Licenses, franchises, and other general intangibles. Give particulars.	22b.	22c. Ponderosa Franchise Revoked	22d.	22	-0-
23. Automobiles, trucks, trailers, and other vehicles and accessories.	23b.	23c. 1998 Camry	23d.	23	6,710.00
24. Boats, motors, and accessories.	24b. X	24c.	24d.	24	
25. Aircraft and accessories.	25b. X	25c.	25d.	25	
26. Office equipment, furnishings, and supplies.	26b. X	26c.	26d.	26	
27. Machinery, fixtures, equipment, and supplies used in business.	27b. X	27c.	27d.	27	
28. Inventory.	28b. X	28c.	28d.	28	

In re: , Debtor(s) Case No:

29. Animals.	29b. X	29c.	29d.	29	
30. Crops— growing or harvested. give particulars.	30b. X	30c.	30d.	30	
31. Farming equipment and implements.	31b. X	31c.	31d.	31	
32. Farm supplies, chemicals, and feed.	32b. X	32c.	32d.	32	
33. Other personal property of any kind not already listed. Itemize.	33b. X	33c.	33d.	33	
-0- continuation sheets attached			Total	\$	19,860.00

Include amounts from any continuation sheets attached.  
Report also on Summary of Schedules.

In re: , Debtor(s)

Case No:

SCHEDULE C— PROPERTY CLAIMED AS EXEMPT

Debtor(s) elect(s) the exemption to which the debtor(s) is entitled under:

☐ 11 U.S.C. §522(d)(1) Federal exemptions provided in 11 U.S.C. §522(d). Note: these exemptions are available *only in certain states*.  
☐ 11 U.S.C. §522(b)(2) Exemptions available under applicable nonbankruptcy federal laws, state or local laws where the debtor's domicile has been located for the 180 days immediately preceding the filing of the petition, or for a longer portion of the 180 day period than in any other place, and the debtor's interest as a tenant by the entirety or joint tenant to the extent the interest is exempt from process under applicable nonbankruptcy law. Specifically, debtor selects the exemptions of the state of:

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Market Value of Property Without Deducting Exemptions
Household Goods, Clothes and Jewelry	CPLR Art. 52	5,000.00	2,750.00
SEP	D & C §282	All	7,300.00
Income from 7703 Buffalo Avenue and 136 Maple Road	CPLR Art. 52	2,700.00	3,000.00
1998 Camry	D & C §282	2,400.00	6,710.00

In re: , Debtor(s)

Case No:

## SCHEDULE D— CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and account number, if any, of all entities holding claims secured by property of the debtor as of the date of filing of the petition. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests. List creditors in alphabetical order to the extent practicable. If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H— Codebtors. If a joint petition is filed, state whether husband, wife, both of them or the marital community may be liable on each claim by placing an "H," "W," "J," or "C," in the column labeled "Husband, Wife, Joint or Community" (Abbreviated: H,W,J,C).

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is Disputed, place an "X" in the column labeled Disputed. You may need to place an X in more than one of these three columns.

Report the total of all claims listed on this Schedule D in the box labeled "Total" on the last sheet of the completed Schedule. Report this total also on the Summary of Schedules.

Creditor's Name and Mailing Address Including Zip Code	C O D E B T O R	H W J C	Date Claim Was Incurred, Nature of Lien, and Description and Market Value of Property Subject to Lien	C O N T I N G E N T	U N L I Q U I D A T E D	D I S P U T E D	Amount of Claim Without Deducting Value of Collateral	Unsecured Portion If Any
Acct No: NONE								
Acct No:								
Acct No:								
Acct No:								
Acct No:								
							0.00	TOTAL

(Report total also on Summary of Schedules)



In re: , Debtor(s)

Case No:

## SCHEDULE E— CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name and mailing address, including zip code, and account number, if any, of all entities holding priority claims against the debtor or property of the debtor, as of the date of the filing of the petition.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity in the appropriate schedule of creditors, and complete Schedule H— Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "HWJC" for "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "CONTINGENT." If the claim is unliquidated, place an "X" in the column labeled "UNLIQUIDATED." If the claim is disputed, place an "X" in the column labeled "DISPUTED." You may need to place an X in more than one of these three columns. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also in the Summary of Schedules.

### TYPES OF PRIORITY

☐ Extensions of credit in an involuntary case.

Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. 507(a)(2).

☐ Wages, salaries, and commissions

Wages, salaries and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$4,000\* per person earned within 90 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. 507(a)(3).

☐ Contributions to employee benefit plans

Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original business, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. 507(a)(4).

☐ Certain farmers and fishermen

Claims of certain farmers and fishermen, up to a maximum of \$4,000\* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. 507(a)(5).

☐ Deposits by individuals

Claims of individuals up to a maximum of \$1,800\* for deposits for the purchase, lease, rental of property or services for personal, family or household use, that were not delivered or provided. 11 U.S.C. 507(a)(6).

☐ Alimony, Maintenance or Support

Claims of a spouse, former spouse, or child of the debtor for Alimony, Maintenance or Support, to the extent provided in 11 U.S.C. 507(a)(7).

☒ Taxes and certain other debts owed to governmental units

Taxes, custom duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. 507(a)(8).

☐ Commitments to Maintain the Capital of an Insured Depository Institution

Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. 507(a)(9).

In re: , Debtor(s) Case No:

\* Amounts are subject to adjustment on April 1, 1998, and every three years thereafter with respect to cases commenced after the date of adjustment.

Creditor's Name and Mailing Address Including Zip Code	C O D E B T O R	H W J C	Date Claim Was Incurred, and Consideration for Claim	C O N T I N G E N T	U N L I Q U I D A T E D	D I S P U T E D	Total Amount of Claim	Amount Entitled to Priority
Acct No: NY State Dept. Of Taxation & Finance TSRD-Business Sales Tax Protest W.A. Harriman State Campus Albany, NY 12227			2002-2003			D	70,000.00	70,000.00
Acct No: Internal Revenue Service Andover, MA 05501			Withholding 2002-2003			D	3,500.00	3,500.00
Acct No: NYS Sales Tax P.O. Box 1208 New York, NY 10005			Sales Tax			D	102,725.00	
Acct No:								
Acct No:								
Acct No:								

176,225.00

TOTAL

(Report total also on Summary of Schedules)

In re: , Debtor(s)

Case No:

## SCHEDULE F— CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address,, including zip code, and account number, if any, of all entities holding unsecured claims without priority against the debtor or property of the debtor, as of the date of the filing of the petition. Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use continuation sheets.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity in the appropriate schedule of creditors, and complete Schedule H— Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "HWJC" for "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "CONTINGENT." If the claim is unliquidated, place an "X" in the column labeled "UNLIQUIDATED." If the claim is disputed, place an "X" in the column labeled "DISPUTED." You may need to place an X in more than one of these three columns. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also in the Summary of Schedules.

Creditor's Name and Mailing Address Including Zip Code	C O D E B T O R	H W J C	Date Claim Was Incurred And Consideration for Claim If Claim is Subject to Setoff, so State	C O N T I N G E N T	U N L I Q U I D A T E D	D I S P U T E D	Amount of Claim
Acct No: Richard D. Yellen, Esq. 1640 Statler Towers Buffalo, NY 14202			Attorney's Fees For Corporation 2000-2004				1 And No More
Acct No: MetroMedia Steakhouses Company 6500 International Parkway Plano, Texas 75093			2002-2003 Franchise Fees				22,961.00
Acct No: 4006-6179-3904-6261 Key Bank Platinum Visa Processing Center Des Moines, Iowa 50363			Credit Card 2002				12,397.00
Acct No: Key Bank 4910 Tiedeman Road Cleveland, OH 44144			Loan 1998				70,000.00
Acct No: 3728-539819-41000 American Express P.O. Box 1270 Newark, NJ 07101			Credit Card 2000-2004				3,000.00

In re: , Debtor(s)

Case No:

Acct No: Steven J. Goodman, CPA 4549 Main Street Buffalo, NY 14226			Accountant Fees 1999-2003				450.00
Acct No: Chase Manhattan Bank USA, N.A. 200 White Clay Center Drive Newark, Delaware 19801			Credit Card 2002-2004				3,423.00
Acct No: Gail Siegel, Esq. JPMorganChase 100 Duffy Avenue, 3H2 Hicksville, NY 11801			Duplicate				
Acct No: Maines Paper & Food Service, Inc. 101 Broome Corporate Parkway Conklin, NY 13748			Restaurant Goods 2003				47,973.00
Acct No: Alyssa M. Barreiro, Esq. Hinman, Howard & Kattell, LLP 700 Security Mutual Building 80 Exchange Street Binghamton, NY 13901			Duplicate				
Acct No: 2282018465 Beal Bank 6000 Legacy Drive Plano, Texas 75024			Loan 1999				34,513.00
Acct No: Benderson Development Company, Inc. 570 Delaware Avenue Buffalo, NY 14202			Rent 2001-2003				79,866.00
Acct No: North American Energy, Inc. 20 West Third Street Jamestown, NY 14702			Gas Service 2001				2,082.00
Acct No: Paul A. Peters, Esq. Hiscock & Barclay, LLP 1100 M & T Center Three Fountain Plaza Buffalo, NY 14203			Duplicate				
Acct No: Tarantino Foods, LLC 530 Bailey Avenue Buffalo, NY 14206			Goods 2003				30,000.00

In re: , Debtor(s)

Case No:

Acct No: Robert A. Dean, Esq. Brownstone Professional Building 1870 Whitehaven Road - P.O. Box 1005 Grand Island, NY 14072			Duplicate				
Acct No: Advance Carpet Cleaning P.O. Box 3061 Syracuse, NY 13220			Business Debt 1999-2003				400.00
Acct No: Advanta Leasing Services P.O. Box 41598 Philadelphia, PA 19101			Business Debt 1999-2003				7,000.00
Acct No: Aire-Master 976 Almond Road Hornell, NY 14843			Business Debt 1999-2003				200.00
Acct No: American Steam Cleaning Services, Inc. 1317 Sweitzer Street Greenville, Ohio 45373			Business Debt 1999-2003				200.00
Acct No: AT&T P.O. Box 9001310 Louisville, KY 40290			Business Debt 1999-2003				363.00
Acct No: Bee Group Newspapers Classified Dept. P.O. Box 150 Buffalo, NY 14231			Business Debt 1999-2003				415.00
Acct No: Browning-Ferris Industries P.O. Box 830110 Baltimore, MD 21283			Business Debt 1999-2003				650.00
Acct No: Buffalo Expert Service 3003 Genesee Street Buffalo, NY 14225			Business Debt 1999-2003				784.00
Acct No: Buffalo Hotel Supply P.O. Box 646 Amherst, NY 14226			Business Debt 1999-2003				1,233.00
Acct No: Buffalo News One News Plaza P.O. Box 100 Buffalo, NY 14240			Business Debt 1999-2003				516.00

Acct No: Comtrex Systems Corporation 1348 Scott Lake Road Waterford, MI 48328			Business Debt 1999-2003				436.00
Acct No: Darling International Inc. 825 Wilson Avenue Newark, NJ 07105			Business Debt 1999-2003				236.00
Acct No: Data Source 1400 Universal Avenue Kansas City, MO 64120			Business Debt 1999-2003				518.00
Acct No: Dataworks 4550 S. Windermere Street Englewood, Colorado 81110			Business Debt 1999-2003				166.00
Acct No: Dr. Pepper Company P.O. Box 101652 Atlanta, GA 30392			Business Debt 1999-2003				236.00
Acct No: Farmers Insurance Company P.O. Box 10225 Columbus, OH 43215			Business Debt 1999-2003				3,600.00
Acct No: First Cardinal Corporation 210 Washington Avenue Ext. Albany, NY 12203			Business Debt 1999-2003				4,500.00
Acct No: First Rehabilitation Life Insurance Co. P.O. Box 220727 Great Neck, NY 11022			Business Debt 1999-2003				231.00
Acct No: Hobart 111 Dingens Street Buffalo, NY 14206			Business Debt 1999-2003				167.00
Acct No: Indus Foods, Inc. 1170 Victor Road Suite 230 Pittsford, NY 14534			Business Debt 1999-2003				16,833.00
Acct No: InstaWhip Foods 2117 Genesee Street Buffalo, NY 14211			Business Debt 1999-2003				2,311.00

In re: , Debtor(s)

Case No:

Acct No: Irish Carbon 1444 Clinton Street Buffalo, NY 14206			Business Debt 1999-2003				1,412.00
Acct No: Key Bank Credit Cards Services P.O. Box 6040 Cleveland, OH 44185			Business Debt 1999-2003				1,233.00
Acct No: Key Bank P.O. Box 94831 Cleveland, OH 44101			Business Debt 1999-2003				30,000.00
Acct No: M&T Bank Attention: Special Assets Dept. P.O. Box 767 Buffalo, NY 14240			Business Debt 1999-2003				300.00
Acct No: MAB Maintenance 360 Belmont Avenue Buffalo, NY 14223			Business Debt 1999-2003				365.00
Acct No: Manna Refrigeration Service 33 Franklin Street Lockport, NY 14094			Business Debt 1999-2003				350.00
Acct No: Metro Group, Inc. 25 Boxwood Lane P.O. Box 211 Buffalo, NY 14225			Business Debt 1999-2003				158.00
Acct No: MFHS Physicians' Services, P.C. P.O. Box 8000 - Dept. 744 Buffalo, NY 14240			Medical Services 1999-2003				26.00
Acct No: Modern Disposal 4746 Model City Road Model City, NY 14107			Business Debt 1999-2003				587.00
Acct No: Muzak 2216 Kensington Avenue Buffalo, NY 14226			Business Debt 1999-2003				311.00
Acct No: National Fuel 10 Lafayette Square Buffalo, NY 14203			Business Debt 1999-2003				2,300.00

Acct No: Niagara Mohawk 300 Erie Boulevard West Syracuse, NY 13202			Business Debt 1999-2003				4,600.00
Acct No: ABD Lighting Co. 2885 Bailey Avenue Buffalo, NY 14215			Business Debt 1999-2003				200.00
Acct No: North American Choice STBA 20 West Third Street, Suite 10 P.O. Box 400 Jamestown, NY 14701			Business Debt 1999-2003				8,000.00
Acct No: Kaleida Waterfront Health Care Center 200 7th Street Buffalo, NY 14201			Medical Services 2000				23,000.00
Acct No: 5291-4922-3467-5656 Capital One Services, Inc. P.O. Box 85617 Richmond, Virginia 23285			Credit Card 2000-2003				4,680.00
Acct No: 4327-4700-0083-5739 Juniper Bank P.O. Box 8834 Wilmington, DE 19859			Credit Card 2000-2003				4,365.00
Acct No: 5543-0766-3001-9746 Chase Bank, USA P.O. Box 15007 Wilmington, DE 19850			Credit Card 2000-2003				3,200.00
Acct No: Aurora Plumbing 5800 Seneca Street Elma, NY 14059			Business Debt 1999-2003				200.00
Acct No: 4006617939904931 Citi Bank P.O. Box 8116 S. Hackensack, NJ 07606			Credit Card 2000-2003				6,896.00
Acct No: 4264297841236727 M & T Bank P.O. Box 4091 Buffalo, NY 14240			Credit Card 2000-2003				12,000.00
Acct No: 5424-1802-2698-4109 Citi AAdvantage Business Card P.O. Box 410408 Salt Lake City, UT 84141			Credit Card 2000-2003				3,756.00



In re: , Debtor(s)

Case No:

Acct No: 5588-3285-0047-2265 Citibank P.O. Box 8116 S. Hackensack, NJ 07606			Credit Card 2000-2003				3,000.00
Acct No: Ecolab P.O. Box 9053217 Charlotte, North Carolina 28229			Business Debt 2000-2003				343.00
Acct No: F.J. Pugliese, Inc. 909 Oswego Street P.O. Box 4669 Utica, NY 13504			Business Debt 2000-2003				389.00
Acct No: 77-22558-8 N.Y.S. Unemployment Ins. Church Street Station P.O. Box 1411 New York, NY 10005			Unemployment Ins. 2002				2,217.00
Acct No: Pepsi Cola Of Buffalo 2770 Walden Avenue Buffalo, NY 14225			Business Debt 2000-2003				30,000.00
Acct No: Povinelli Cuttery Services Inc. 3231 Harlem Road Cheektowaga, NY 14225			Business Debt 2000-2003				216.00
Acct No: Randall Benderson P.O. Box 660 Buffalo, NY 14201			Duplicate				
Acct No: The Seven-Up Company P.O. Box 101652 Atlanta, GA 30392			Business Debt 2000-2003				1,684.00
Acct No: Vectra 3990 Business Park Drive Columbus, OH 43204			Business Debt 2000-2003				885.00
Acct No: W.B. Doner & Company P.O. Box 67-28701 Detroit, MI 48267			Business Debt 2000-2003				1,597.00
Acct No: Wasserstrom 477 South Front Street Columbus, OH 43215			Business Debt 2000-2003				800.00
							496,731.00

(Report total also on Summary of Schedules)

In re: , Debtor(s) Case No:

**SCHEDULE G— EXECUTORY CONTRACTS AND UNEXPIRED LEASES**

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests.

State nature of debtor's interest in contract, i.e, "Purchaser," "Agent" etc. State whether the debtor is lessor or lessee of a lease.

Provide the name and complete mailing address of all other parties to each lease or contract described.

NOTE: a party listed on this schedule will not receive notice of the filing of this case unless the party is also scheduled in the appropriate schedule of creditors.

Name and Mailing Address, including Zip Code, of Other Parties to Lease or Contract	Description of Contract or Lease and Nature of Debtor's Interest. State Whether Lease is for Nonresidential real property. State Contract Number of any Government Contract
NONE	

In re: , Debtor(s)

Case No:

**SCHEDULE H— CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by debtor in the schedules of creditors. Include all guarantors and co-signors. In community property states, a married debtor not filing a joint case should report the name and address of the nondebtor spouse in this schedule. Include all names used by the nondebtor spouse during the six years immediately preceding the commencement of the case.

Name and Address of Codebtor	Name and Address of Creditor
NONE	

In re: , Debtor(s)

Case No:

## SCHEDULE I— CURRENT INCOME OF INDIVIDUAL DEBTORS

The column labeled "spouse" must be completed in all cases filed by joint debtors and by a married debtor in a Chapter 12 or 13 case whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.

Debtor's Marital Status:  Married	Dependents of Debtor and Spouse		
	Names Isabelle Natalie	Age 4 ½ 2	Relationship Daughter Daughter
EMPLOYMENT:		Debtor	Spouse
Occupation, Name of Employer:		Sales Associate - M J Peterson	House Wife
How long employed:		November, 2003, to present	
Address of employer:		501 John James Audubon Parkway Amherst, New York	

Income: (Estimate of average monthly income)

Current monthly gross wages, salary, and commissions  
(Pro rate if not paid monthly)

Estimated monthly overtime

SUBTOTAL

LESS PAYROLL DEDUCTIONS

a. Payroll taxes and Social Security

b. Insurance

c. Union dues

d. Other (Specify)

SUBTOTAL OF PAYROLL DEDUCTIONS

TOTAL NET MONTHLY TAKE HOME PAY

Regular income from operation of business/profession/farm (attach statement)

Income from real property

Interest and dividends

Alimony, maintenance, or support payments payable to the debtor for the debtor's use or  
that of the dependents listed above

Social security or other governmental assistance Specify:

Pension or retirement income

Other monthly income (Specify):

TOTAL MONTHLY INCOME

TOTAL COMBINED MONTHLY INCOME

1,400.00

(Report also on Summary of Schedules)

Describe any increase or decrease of more than 10% in any of the above categories anticipated to occur within the year following the filing of this document.

In re: , Debtor(s)

Case No:

SCHEDULE J— CURRENT EXPENDITURES OF INDIVIDUAL DEBTORS

Complete this schedule by estimating the average monthly expenses of the debtor and the debtor's family. Prorate any payments made bi-weekly, quarterly, semi-annually or annually to show monthly rate.

Rent, home mortgage, or mobile-home lot rent	931.00
Are real estate taxes included? Yes _____ No _____	
Is property insurance included? Yes _____ No _____	
Utilities	
Electricity and heating fuel	350.00
Water and sewer	20.00
Telephone	45.00
Other - Cable	63.00
Home Maintenance, repairs, upkeep	
Food	400.00
Clothing	
Laundry, dry cleaning	
Medical and dental expenses	
Transportation (not including car payments)	
Recreation, clubs, entertainment, newspapers, magazines	
Charitable contributions	
Insurance (not deducted from wages or inc. in mortgage pmt)	
Homeowner's or renter's	
Life	
Health	530.00
Auto	250.00
Other insurance:	
Taxes (not deducted from wages or included in home mortgage) Specify:	
Installment payments (in Chapters 12 and 13, do not list payments to be included in the plan)	
Auto payment:	
Other payment:	
Alimony, maintenance, and support paid to others	
Payments for support of additional dependents not living at the debtor's home	
Regular expenses from operation of business, profession, or farm (attach detailed statement)	
Other expenses: Wife's Car Payment	143.00
TOTAL MONTHLY EXPENSES (report also on Summary of Schedules)	2,732.00

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NEW YORK

In re: , Debtor(s)

Case No.

STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under Chapter 12 or Chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs.

Questions 1-18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, must also complete Questions 19-25. Each question must be answered. If the answer to any question is "None," or the question is not applicable, mark the box labeled "None." If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

Definitions

*"In business."* A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been within the two years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or person in control of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self employed.

*"Insider."* The term "insider" includes but is not limited to: relatives of the debtor, general partners of the debtor and their relatives; corporations of which the debtor is an officer, director or person in control; officers, directors, and persons in control of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. §101.

1. Income from employment or operation of business

State the gross amount of income the debtor has received from employment, trade or profession, or from operation of the debtor's business from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the two years immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated, and a joint petition is not filed.)

AMOUNT	SOURCE (if more than one)
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2004 - \$ 7,020.00 (estimated)	
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2003 - \$12,000.00 (estimated)	
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2. Income other than from employment or operation of business

State the amount of income received by the debtor other than from employment trade or profession, or operation of the debtor's business during the two years immediately preceding the commencement of the case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated, and a joint petition is not filed.)

AMOUNT	SOURCE
--------	--------

NONE	
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### 3. Payments to creditors

a. List all payments on loans, installment purchases of goods or services, and other debts, aggregating more than \$600 to any creditor, made within 90 days immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must state payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated, and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR	DATES OF PAYMENTS	AMOUNT PAID	AMOUNT STILL OWING
NONE			

b. List all payments made within one year immediately preceding the commencement of this case to or for the benefit of creditors who were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments of either or both spouses whether or not a joint petition is filed, unless the spouses are separated, and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR RELATIONSHIP TO DEBTOR	DATES OF PAYMENTS	AMOUNT PAID	AMOUNT STILL OWING
NONE			

### 4. Suits and administrative proceedings, executions, garnishments and executions

a. List all suits and administrative proceedings to which the debtor is or was a party within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated, and a joint petition is not filed.)

CAPTION OF SUIT AND CASE NUMBER	NATURE OF PROCEEDING	COURT/AGENCY AND LOCATION	STATUS OR DISPOSITION
Chase Manhattan Bank USA		Supreme Court, Erie County	Pending
Maines Paper & Food Service, Inc.		Supreme Court, Broome County	Judgment
North American Energy, Inc.		Buffalo City Court, Erie County	Pending
Tarantino Foods, LLC		Supreme Court, Erie County	Summary Judgment

b. Describe all property that has been attached, garnished, or seized under any legal or equitable process within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated, and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON FOR WHOSE BENEFIT PROPERTY WAS SEIZED	DATE OF SEIZURE	DESCRIPTION AND VALUE OF PROPERTY
NONE		

### 5. Repossessions, foreclosures and returns

List all property that has been repossessed by a creditor, sold at foreclosure sale, transferred through a deed in lieu of foreclosure or returned to a seller within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated, and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR OR SELLER	DATE OF REPOSSESSION, FORECLOSURE, SALE TRANSFER OR RETURN	DESCRIPTION AND VALUE OF PROPERTY
NONE		

## 6. Assignments and receiverships

a. Describe any assignment of property for the benefit of creditors made within 120 days immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated, and a joint petition is not filed.)

NAME AND ADDRESS OF ASSIGNEE	DATE OF ASSIGNMENT	TERMS OF ASSIGNMENT OR SETTLEMENT
NONE		

b. List all property in the hands of a custodian, receiver, or court-appointed official within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated, and a joint petition is not filed.)

NAME AND ADDRESS OF CUSTODIAN	NAME, LOCATION OF COURT, CASE TITLE AND NUMBER	DATE OF ORDER	DESCRIPTION, VALUE OF PROPERTY
NONE			

## 7. Gifts

List all gifts or charitable contributions made within one year immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON OR ORGANIZATION	RELATIONSHIP TO DEBTOR, IF ANY	DATE OF GIFT	DESCRIPTION AND VALUE OF GIFT
NONE			

## 8. Losses

List all losses from fire, theft, other casualty or gambling within one year immediately preceding the commencement of this case or since the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DESCRIPTION AND VALUE OF PROPERTY	DESCRIPTION OF CIRCUMSTANCES, AND IF LOSS WAS COVERED IN WHOLE OR IN PART BY INSURANCE, GIVE PARTICULARS	DATE OF LOSS
NONE		

## 9. Payments related to debt counseling or bankruptcy

List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within one year immediately preceding the commencement of this case.

NAME AND ADDRESS OF PAYEE	DATE OF PAYMENT, NAME OF PAYOR, IF OTHER THAN DEBTOR	AMOUNT OF MONEY, OR DESCRIPTION AND VALUE OF PROPERTY
John H. Ring III - \$1,500.00		
Filing Fee - \$ 209.00		



10. Other transfers

List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND RELATIONSHIP OF TRANSFeree; RELATIONSHIP TO DEBTOR	DATE	DESCRIBE PROPERTY TRANSFERRED AND VALUE RECEIVED
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NONE

11. Closed financial accounts

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold or otherwise transferred within one year immediately preceding the commencement of this case. Include checking, saving, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations and brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF INSTITUTION	TYPE AND NUMBER OF ACCOUNT; AMOUNT OF FINAL BALANCE	AMOUNT AND DATE OF SALE OR CLOSING
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NONE

12. Safe deposit boxes

List each safe deposit or other box or depository in which the debtor has or had securities, cash or other valuables within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF BANK OR OTHER INSTITUTION	NAMES AND ADDRESSES OF THOSE WITH ACCESS TO BOX OR DEPOSITORY	DESCRIPTION OF CONTENTS	DATE OF TRANSFER OR SURRENDER, IF ANY
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NONE

13. Setoffs

List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within 90 days preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR	DATE OF SETOFF	AMOUNT OF SETOFF
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NONE

14. Property held for another person

List all property owned by another person that the debtor holds or controls.

NAME AND ADDRESS OF OWNER	DESCRIPTION AND VALUE OF PROPERTY	LOCATION OF PROPERTY
---------------------------	-----------------------------------	-------------------------

NONE

**15. Prior Address of Debtor**None  
☒

If the debtor has moved within the **two years** immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

ADDRESS

NAME USED

DATES OF OCCUPANCY

**16. Spouses and Former Spouses**None  
☒

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the **six-year period** immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

NAME

**17. Environmental Information.**

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law

None  
☒

- a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

SITE NAME  
AND ADDRESSNAME AND ADDRESS  
OF GOVERNMENTAL UNITDATE OF  
NOTICEENVIRONMENTAL  
LAWNone  
☒

- b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

SITE NAME  
AND ADDRESSNAME AND ADDRESS  
OF GOVERNMENTAL UNITDATE OF  
NOTICEENVIRONMENTAL  
LAW

None



- c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

NAME AND ADDRESS  
OF GOVERNMENTAL UNIT

DOCKET NUMBER

STATUS OR  
DISPOSITION

#### 18 . Nature, location and name of business

None



- a. If the debtor is an individual, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partnership, sole proprietorship, or was a self-employed professional within the **six years** immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within the **six years** immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within the **six years** immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within the **six years** immediately preceding the commencement of this case.

NAME	LAST FOUR DIGITS OF TAXPAYER I.D. NUMBER	ADDRESS	NATURE OF BUSINESS	BEGINNING AND ENDING DATES
E & EJ Restaurants, Inc. d/b/a Ponderosa		4350 Maple Road Amherst, NY 14226	Ponderosa Steak House	1988 to September 5, 2003

None



- b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

NAME

ADDRESS

The following questions are to be completed by every debtor that is a corporation or partnership and by any individual debtor who is or has been, within the **six years** immediately preceding the commencement of this case, any of the following: an officer, director, managing executive, or owner of more than 5 percent of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or otherwise self-employed.

*(An individual or joint debtor should complete this portion of the statement only if the debtor is or has been in business, as defined above, within the six years immediately preceding the commencement of this case. A debtor who has not been in business within those six years should go directly to the signature page.)*

### 19. Books, records and financial statements

None  
☐

- a. List all bookkeepers and accountants who within the two years immediately preceding the filing of this bankruptcy case kept or supervised the keeping of books of account and records of the debtor.

NAME AND ADDRESS	DATES SERVICES RENDERED
Steven J. Goodman, CPA 4549 Main Street Buffalo, NY 14226	1998 to 2003

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None  
☒

- b. List all firms or individuals who within the two years immediately preceding the filing of this bankruptcy case have audited the books of account and records, or prepared a financial statement of the debtor.

NAME	ADDRESS	DATES SERVICES RENDERED
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None  
☐

- c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records of the debtor. If any of the books of account and records are not available, explain.

NAME	ADDRESS
Steven J. Goodman, CPA 4549 Main Street Buffalo, NY 14226	

---

None  
☒

- d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statement was issued within the two years immediately preceding the commencement of this case by the debtor.

NAME AND ADDRESS	DATE ISSUED
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### 20. Inventories

None  
☒

- a. List the dates of the last two inventories taken of your property, the name of the person who supervised the taking of each inventory, and the dollar amount and basis of each inventory.

DATE OF INVENTORY	INVENTORY SUPERVISOR	DOLLAR AMOUNT OF INVENTORY (Specify cost, market or other basis)
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None  
☒

- b. List the name and address of the person having possession of the records of each of the two inventories reported in a., above.

DATE OF INVENTORY	NAME AND ADDRESSES OF CUSTODIAN OF INVENTORY RECORDS
-------------------	---

**21 . Current Partners, Officers, Directors and Shareholders**None  
☒

- a. If the debtor is a partnership, list the nature and percentage of partnership interest of each member of the partnership.

NAME AND ADDRESS	NATURE OF INTEREST	PERCENTAGE OF INTEREST
------------------	--------------------	------------------------

None  
☐

- b. If the debtor is a corporation, list all officers and directors of the corporation, and each stockholder who directly or indirectly owns, controls, or holds 5 percent or more of the voting or equity securities of the corporation.

NAME AND ADDRESS	TITLE	NATURE AND PERCENTAGE OF STOCK OWNERSHIP
Edward T. Jankowski 559 West Ferry Street Buffalo, NY 14222	Shareholder	100 percent

**22 . Former partners, officers, directors and shareholders**None  
☒

- a. If the debtor is a partnership, list each member who withdrew from the partnership within one year immediately preceding the commencement of this case.

NAME	ADDRESS	DATE OF WITHDRAWAL
------	---------	--------------------

None  
☒

- b. If the debtor is a corporation, list all officers, or directors whose relationship with the corporation terminated within one year immediately preceding the commencement of this case.

NAME AND ADDRESS	TITLE	DATE OF TERMINATION
------------------	-------	---------------------

**23 . Withdrawals from a partnership or distributions by a corporation**None  
☒

- If the debtor is a partnership or corporation, list all withdrawals or distributions credited or given to an insider, including compensation in any form, bonuses, loans, stock redemptions, options exercised and any other perquisite during one year immediately preceding the commencement of this case.

NAME & ADDRESS OF RECIPIENT, RELATIONSHIP TO DEBTOR	DATE AND PURPOSE OF WITHDRAWAL	AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY
Edward T. Jankowski	Weekly Draw when available	\$400.00

**24. Tax Consolidation Group.**

None



If the debtor is a corporation, list the name and federal taxpayer identification number of the parent corporation of any consolidated group for tax purposes of which the debtor has been a member at any time within the **six-year period** immediately preceding the commencement of the case.

NAME OF PARENT CORPORATION      LAST FOUR DIGITS OF TAXPAYER IDENTIFICATION NUMBER

**25. Pension Funds.**

None



If the debtor is not an individual, list the name and federal taxpayer identification number of any pension fund to which the debtor, as an employer, has been responsible for contributing at any time within the **six-year period** immediately preceding the commencement of the case.

NAME OF PENSION FUND      LAST FOUR DIGITS OF TAXPAYER IDENTIFICATION NUMBER

\* \* \* \* \*

*[If completed by an individual or individual and spouse]*

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct.

Date May 28 2004

Signature   
of Debtor EDWARD T. JANKOWSKI

Date \_\_\_\_\_

Signature \_\_\_\_\_  
of Joint Debtor  
(if any)

*[If completed on behalf of a partnership or corporation]*

I, declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct to the best of my knowledge, information and belief.

Date \_\_\_\_\_

Signature \_\_\_\_\_

\_\_\_\_\_  
Print Name and Title

[An individual signing on behalf of a partnership or corporation must indicate position or relationship to debtor.]

\_\_\_\_ continuation sheets attached

*Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. § 152 and 3571*

**CERTIFICATION AND SIGNATURE OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. § 110)**

I certify that I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110, that I prepared this document for compensation, and that I have provided the debtor with a copy of this document.

\_\_\_\_\_  
Printed or Typed Name of Bankruptcy Petition Preparer

\_\_\_\_\_  
Social Security No. (Required by 11 U.S.C. § 110(c).)

\_\_\_\_\_  
Address

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document:

If more than one person prepared this document, attach additional signed sheets conforming to the appropriate Official Form for each person.

X \_\_\_\_\_  
Signature of Bankruptcy Petition Preparer

\_\_\_\_\_  
Date

*A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 18 U.S.C. § 156.*

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NEW YORK

In re:

Debtor(s)

Case No:

SUMMARY OF SCHEDULES

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from schedules A, B, C, D, E, F, G, H, I and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts from Schedules D, E, and F to determine the total amount of the debtor's liabilities.

NAME OF SCHEDULE	ATTACHED	NO. SHEETS	ASSETS	LIABILITIES	OTHER
A — Real Property	Yes	1	0.00		
B — Personal Property	Yes	3	19,860.00		
C — Property Claimed as Exempt	Yes	1			
D — Creditors Holding Secured Claims	Yes	1		0.00	
E — Creditors Holding Unsecured Priority Claims	Yes	2		176,225.00	
F — Creditors Holding Unsecured Nonpriority Claims	Yes	7		496,731.00	
G — Executory Contracts and Unexpired Leases	Yes	1			
H — Codebtors	Yes	1			
I — Current Income of Individual Debtor(s)	Yes	1			1,400.00
J — Current Expenditures of Individual Debtor(s)	Yes	1			2,732.00
Total number of sheets in all Schedules ▶		19			
Total Assets ▶			19,860.00		
Total Liabilities ▶				672,956.00	



In re: , Debtor(s)

Case No:

DECLARATION CONCERNING DEBTOR'S SCHEDULES

DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of 19 sheets, and that they are true and correct to the best of my knowledge, information and belief.

Date May 28 2004

Signature

  
EDWARD T. JANKOWSKI

Date \_\_\_\_\_

Signature

\_\_\_\_\_

(In joint case, both debtors must sign)

DECLARATION UNDER PENALTY ON BEHALF OF A CORPORATION

I, the \_\_\_\_\_ (the president or other officer or an authorized agent of the corporation or a member or an authorized agent of the partnership) of the \_\_\_\_\_ (corporation or partnership) named as debtor in this case, declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of \_\_\_\_ sheets, and that I declare that they are true and correct to the best of my knowledge, information and belief.

Date \_\_\_\_\_

\_\_\_\_\_  
Signature

\_\_\_\_\_  
(Print or type the name of individual signing for debtor)

(An individual signing on behalf of a partnership or corporation must indicate position or relationship to debtor.)

-----  
*Penalty for making a false statement or concealing property:* Fine of up to \$500,000 or imprisonment for up to 5 years or both.  
18 U.S.C. §§152 and 3571.

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NEW YORK

In re ,

Debtor(s)

Case No.

**CHAPTER 7 INDIVIDUAL DEBTOR'S STATEMENT OF INTENTION**

1. I have filed a schedule of assets and liabilities which includes consumer debts secured by property of the estate.
2. I intend to do the following with respect to the property of the estate which secures those consumer debts:

*a. Property to be Surrendered.*

Description of Property

Creditor's name


NONE

*b. Property to Be Retained.*

*[Check any applicable statement]*

Description of Property	Creditor's Name	Property is claimed as exempt	Property will be redeemed pursuant to 11 U.S.C. § 722	Debt will be reaffirmed pursuant to 11 U.S.C. § 524(c)
NONE				

Date: May 28 2004

  
EDWARD T. JANKOWSKI

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NEW YORK

In re

Debtor(s)

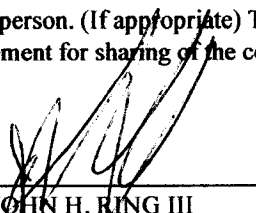
Case No:

DISCLOSURE OF COMPENSATION UNDER 11 U.S.C. 329  
AND BANKRUPTCY RULE 2016(b)

I certify that I am the attorney for the above named debtor and that the compensation paid or agreed to be paid to me for services rendered or to be rendered in behalf of the debtor in or in connection with a case under title 11 of the United States Code, such payment or agreement having been made after one year before the date of the filing of the petition, is as follows: \$1,500.00 plus filing fee of \$209.00 paid, \$N/A to be paid, that the source of the compensation and filing fee paid was earnings, and that the source of the compensation agreed to be paid is N/A.

I have not agreed to share this compensation with any other person. (If appropriate) The details of such sharing or agreement to share are as follows (except that no such details are required of any agreement for sharing of the compensation with a member or regular associate of the attorney's law firm):

Date: May 2, 2004

  
\_\_\_\_\_  
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Attorneys for Debtor(s)

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Platinum Visa  
Processing Center  
Des Moines, Iowa 50363

Key Bank  
4910 Tiedeman Road  
Cleveland, OH 44144

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Conklin, NY 13748

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Binghamton, NY 13901

Beal Bank  
6000 Legacy Drive  
Plano, Texas 75024

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570 Delaware Avenue  
Buffalo, NY 14202

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20 West Third Street  
Jamestown, NY 14702

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Buffalo, NY 14203

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530 Bailey Avenue  
Buffalo, NY 14206

Robert A. Dean, Esq.  
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1870 Whitehaven Road - P.O. Box 1005  
Grand Island, NY 14072

Advance Carpet Cleaning  
P.O. Box 3061  
Syracuse, NY 13220

Advanta Leasing Services  
P.O. Box 41598  
Philadelphia, PA 19101

Aire-Master  
976 Almond Road  
Hornell, NY 14843

American Steam Cleaning Services, Inc.  
1317 Sweitzer Street  
Greenville, Ohio 45373

AT&T  
P.O. Box 9001310  
Louisville, KY 40290

Bee Group Newspapers  
Classified Dept.  
P.O. Box 150  
Buffalo, NY 14231

Browning-Ferris Industries  
P.O. Box 830110  
Baltimore, MD 21283

Buffalo Expert Service  
3003 Genesee Street  
Buffalo, NY 14225

Buffalo Hotel Supply  
P.O. Box 646  
Amherst, NY 14226

Buffalo News  
One News Plaza  
P.O. Box 100  
Buffalo, NY 14240

Comtrex Systems Corporation  
1348 Scott Lake Road  
Waterford, MI 48328

Darling International Inc.  
825 Wilson Avenue  
Newark, NJ 07105

Data Source  
1400 Universal Avenue  
Kansas City, MO 64120

Dataworks  
4550 S. Windermere Street  
Englewood, Colorado 81110

Dr. Pepper Company  
P.O. Box 101652  
Atlanta, GA 30392

Farmers Insurance Company  
P.O. Box 10225  
Columbus, OH 43215

First Cardinal Corporation  
210 Washington Avenue Ext.  
Albany, NY 12203

First Rehabilitation Life Insurance Co.  
P.O. Box 220727  
Great Neck, NY 11022

Hobart  
111 Dingens Street  
Buffalo, NY 14206

Indus Foods, Inc.  
1170 Victor Road  
Suite 230  
Pittsford, NY 14534

InstaWhip Foods  
2117 Genesee Street  
Buffalo, NY 14211

Irish Carbon  
1444 Clinton Street  
Buffalo, NY 14206

Key Bank  
Credit Cards Services  
P.O. Box 6040  
Cleveland, OH 44185

Key Bank  
P.O. Box 94831  
Cleveland, OH 44101

M&T Bank  
Attention: Special Assets Dept.  
P.O. Box 767  
Buffalo, NY 14240

MAB Maintenance  
360 Belmont Avenue  
Buffalo, NY 14223

Manna Refrigeration Service  
33 Franklin Street  
Lockport, NY 14094

Metro Group, Inc.  
25 Boxwood Lane  
P.O. Box 211  
Buffalo, NY 14225

MFHS Physicians' Services, P.C.  
P.O. Box 8000 - Dept. 744  
Buffalo, NY 14240

Modern Disposal  
4746 Model City Road  
Model City, NY 14107

Muzak  
2216 Kensington Avenue  
Buffalo, NY 14226

National Fuel  
10 Lafayette Square  
Buffalo, NY 14203

Niagara Mohawk  
300 Erie Boulevard West  
Syracuse, NY 13202

ABD Lighting Co.  
2885 Bailey Avenue  
Buffalo, NY 14215

North American Choice STBA  
20 West Third Street, Suite 10  
P.O. Box 400  
Jamestown, NY 14701

Kaleida Waterfront Health Care Center  
200 7th Street  
Buffalo, NY 14201

Capital One Services, Inc.  
P.O. Box 85617  
Richmond, Virginia 23285

Juniper Bank  
P.O. Box 8834  
Wilmington, DE 19859

Chase Bank, USA  
P.O. Box 15007  
Wilmington, DE 19850

Aurora Plumbing  
5800 Seneca Street  
Elma, NY 14059



Internal Revenue Service  
Andover, MA 05501

NYS Sales Tax  
P.O. Box 1208  
New York, NY 10005

Citi Bank  
P.O. Box 8116  
S. Hackensack, NJ 07606

M & T Bank  
P.O. Box 4091  
Buffalo, NY 14240

Citi Aadvantage Business Card  
P.O. Box 410408  
Salt Lake City, UT 84141

Citibank  
P.O. Box 8116  
S. Hackensack, NJ 07606

Ecolab  
P.O. Box 9053217  
Charlotte, North Carolina 22829

F.J. Pugliese, Inc.  
909 Oswego Street  
P.O. Box 4669  
Utica, NY 13504

N.Y.S. Unemployment Ins.  
Church Street Station  
P.O. Box 1411  
New York, NY 10005

Pepsi Cola Co. Buffalo  
2770 Walden Avenue  
Buffalo, NY 14225

Povinelli Cutttery Services Inc.  
3231 Harlem Road  
Cheektowaga, NY 14225

Randall Benderson  
P.O. Box 660  
Buffalo, NY 14201

The Seven-Up Company  
P.O. Box 101652  
Atlanta, GA 30302

Vectra  
3990 Business Park Drive  
Columbus, OH 43204

W.B. Doner & Company  
P.O. Box 67-28701  
Detroit, MI 48267

Wasserstrom  
477 South Front Street  
Columbus, OH 43215